

Public Disclosure Commission

711 Capitol Way, Room 206 Olympia, Washington December 8, 2011 9:30 a.m.

Regular Meeting Agenda

Note: All times shown for consideration of agenda items (other than time of convening) are approximate and may

vary, depending on the amount of discussion required for each. I. Citizens Comments/Concerns 9:30 a.m. 9:35 a.m. **II. Commissioner Comments/Concerns** Commissioner Sehlin Welcome to Commissioner Ranade III. Minutes Approve meeting minutes of October 27, 2011 IV. 2012 Public Disclosure Commission Meeting 9:40 a.m. Andrea McNamara Doyle Calendar Review and discussion of dates scheduled for the 2012 regular meetings. 9:45 a.m. V. Rules Public hearing and possible adoption of: Lori Anderson Amended WAC 390-20-120 Forms for report of legislative activity by public agencies. Amended WAC 390-05-400 Changes in dollar amounts. Amended WAC 390-16-011 Forms – Registration statement for political committees.

- New WAC 390-16-011A Sponsor of a political committee.
- Amended WAC 390-16-050 Forms for contributions and expenditures of out-of-state political committees.
- Amended WAC 390-16-060 Forms for report of independent expenditures and electioneering communications.
- Amended WAC 390-17-315 Political committees Qualifications to contribute.
- Amended WAC 390-18-060 Electioneering communication reporting threshold and sponsors.
- Amended WAC 390-19-030 Electronic filing Reporting threshold.
- Amended WAC 390-37-103 Commission options following receipt of a staff report on alleged violations.

Informational Rulemaking

- Expedited rules status.
- Minor party rules adopted by the Secretary of State.
- Upcoming public records rules revisions.

Nancy Krier

	1	
10:00 a.m.	VI. Legislative/Budget Update	Andrea Mallamana Davida
	Special Session report. Undetermined to the session report.	Andrea McNamara Doyle
	Update on HB 1038. Undate on possible legal defence funds legislation.	
10:15 a.m.	Update on possible legal defense funds legislation VII. I T Website Demonstration	Michael Smith
10.15 a.m.		Michael Smith
	Continuing political committees Compliance tracking	
10:30 a.m.	Compliance tracking Break	
10:40 a.m.	VIII. Training	Michael Smith
	I T Security training Fthis Law BOW 43.53	Nancy Krier
11:20 a m	Ethics Law – RCW 42.52 IV Paperting Medification	Nancy Kilei
11:20 a.m.	IX. Reporting Modification	Kristin Murphy
	New 1. John Bosche, candidate, School Board Director,	Kiistiii wurpiiy
	Meridian School District.	
	Mr. Bosche is requesting a reporting modification that	
	would exempt him from disclosing the business	
	customers who paid \$10,000 or more during the reporting period to Chinook Wind, LLC, a business he	
	owns and for whom he is Principal Engineer.	
	2. <i>Garold Johnson</i> , Superior Court Judge, Pierce	
	County.	
	Judge Johnson is requesting a reporting modification	
	that would exempt him from disclosing the business customers that paid \$10,000 or more in the previous	
	twelve months to the law firm, Kram Johnson Wooster	
	McLaughlin, P.S., of which he was a partner. Judge	
	Johnson is also requesting a reporting modification	
	that would exempt him from reporting his residential address.	
	3. Rodney Reid, Port Commissioner, Port of Waterman.	
	Mr. Reid is requesting a reporting modification that	
	would exempt him from reporting the business	
	customers that paid \$10,000 or more during the previous twelve months to Alpine Evergreen Co., Inc.	
	(Alpine). Mr. Reid is also requesting a reporting	
	modification that would exempt him from reporting	
	Washington real estate parcels in which Alpine held a	
	direct financial interest of \$20,000 or more during the reporting period.	
	Renewal with Change	Kristin Murphy
	1. <u>Jaqueline Rosenblatt</u> , Trustee, Pierce College.	. ,
	Ms. Rosenblatt is requesting a renewal of a reporting	
	modification that would exempt her from disclosing the	
	business customers that paid \$10,000 or more during	
	2010 to the law firm, Kram Johnson Wooster McLaughlin, P.S., of which her spouse was a partner	
	and has 25% ownership interest. Ms. Rosenblatt is	
	requesting a new reporting modification that would	

	exempt her from reporting her residential address because her spouse has been appointed as a Superior Court Judge in Pierce County.	
11:50 a.m.	Executive Session	
	Discussion of pending and potential litigation with legal counsel. Possible action following the executive session.	
12:00 p.m.	Lunch	
1:00 p.m.	X. Enforcement	
-	Report to Commission	Phil Stutzman
	 Americans for Prosperity Washington, PDC Case No. 11-019, involving alleged violations of RCW 42.17.040, .080, and .090, by failing to register and report as a political committee during the 2010 general election; RCW 42.17.510 by failing to include a listing of the top five contributors to Americans for Prosperity Washington in its communications; and RCW 42.17.565 by failing to file reports of electioneering communications. 	
	Hearing and Report to Commission	Phil Stutzman
	 Move Bellevue Forward, PDC Case No. 12-144, involving alleged violations of RCW 42.17.040, .080, and .090, by failing to register and report as a political committee during the 2011 general election; RCW 42.17.120 by concealing the source of its contributions received; and RCW 42.17.510 by failing to include complete sponsor identification on independent expenditure political advertising. 	
	Hearing or Other Action	Phil Stutzman
	 Shawn Bunney, PDC Case No. 11-066, involving an alleged violation of RCW 42.17.130 by using, or authorizing the use of, Pierce County facilities to produce and distribute a Pierce County mailing that assisted Mr. Bunney's campaign for State Representative by: (a) highlighting his accomplishments as a member of the Pierce County Council; (b) sending it to registered voters; and (c) timing the July 2, 2010 mailing close to the August 17, 2010 Primary election. 	
	2. <u>Dave Schmidt</u> , PDC Case No. 11-018, involving alleged violations of RCW 42.17 as follows: (1) RCW 42.17.125, in the total amount of \$41,518.35, by improperly reimbursing himself from campaign funds for wages he claims to have lost for the years 2003, 2004, 2005 and 2006 following his 2006 campaign for State Senate in the 44 th Legislative District; and by improperly using campaign funds for personal use, including payments for travel to and attendance at conferences; payment of personal expenses in exchange for his campaign's use of his in-home office;	

	payment for a post-election trip; and payment for personal use of a computer and related equipment. (2) RCW 42.17.080 and .090, by filing his 2006 post-general election C-4 report three years and seven months (1,320 days) late on July 23, 2010; filing his December 2006 C-4 report three years and six months (1,289 days) late on July 23, 2010; failing to list a complete and accurate description of certain expenditures on Schedule A to Form C-4; and failing to report an in-kind contribution for the campaign's use of his in-home office during March 2006.	
4:15 p.m.	XI. Staff Reports	
	Executive Director	Andrea McNamara Doyle
	Chief Information Technology Officer	Michael Smith
	General Counsel	Nancy Krier
4:25 p.m.	XII. Commissioner Comments	
	Farewell to Commissioner Seabrook	Commissioner Sehlin
4:30 p.m.	Adjourn	

Notes: The Commission may deliberate in closed session on any enforcement matter on this agenda, or any matters listed in RCW 42.30.140.